THE HON'BLE SMT.JUSTICE T.MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE K.C.BHANU

–

WRIT PETITION No. 20692 OF 2005

–

Dt: 17.10.2005

Between:

Batchu Nagaraju, R/o.Piduguralla, Guntur District … PETITIONER

AND

The Station House Officer, Piduguralla Police Station

Guntur District and others … RESPONDENTS

THE HON'BLE SMT.JUSTICE T.MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE K.C.BHANU

-

WRIT PETITION No. 20692 OF 2005

ORDER: (per the Hon'ble Smt.Justice T.Meena Kumari)

This is a taken up Writ Petition basing on the Telegram dated 17.09.2005 sent by the petitioner complaining that the Sub Inspector of Police, Piduguralla along with his ten staff members criminally trespassed into his house on 15.09.2005 at 12.30 p.m. and forcefully abducted his wife by name Batchu Raveendra Kumari and

another lady by name Batchu Chittemma, W/o. Daniel and seeking for a direction to the respondents to produce them before this Court and to set them at liberty forthwith.

Learned Advocate General took notice and filed counter-affidavit of the Sub Inspector of Police, Piduguralla Police Station, Guntur District.

In the counter-affidavit, it is stated that the petitioner herein is the accused in various crimes viz., Cr.No.62 of 1994 under Section 379 I.P.C. of Chirala I-Town Police Station; Cr.No.8 of 1999 under Section 395 I.P.C. of Tenali Rural Police Station; Cr.No.27 of 2000 under Section 395 I.P.C of Ongole Railway Police Station; Cr.No.43 of 2000 under Section 395 I.P.C. of Bitragunta Railway Police Station; Cr.No.22 of 2000 under Section 395 I.P.C of Chirala Railway Police Station and Cr.No.62 of 1994 under Section 379 I.P.C of Tenali Railway Police Station. It is also stated that the husband of the alleged detenue (Batchu Chittemma) i.e., Daniel is also accused in various crimes viz., Cr.No.69 of 1998 under Sections 457, 380 I.P.C of Chirala, I Town Police Station, Cr.No.63 of 1998 under Sections 457 and 380 I.P.C. of Vedullapalli Police Station; Cr.No.78 of 1998 under Sections 457 and 380 I.P.C of Epurupalem Police Station; Cr.No.105 of 1994 under Section 392 I.P.C of Gopalapatnam Police Station; Cr.No.267 of 1985 under Section 395 I.P.C. of I Town Police Station, Srikakulam and Cr.No.70 of 1985 under Section 395 I.P.C. of I Town Police Station, Srikakulam.

It is further stated that with a view to pre-empt further investigation in the above crimes, the petitioner seems to have issued this telegram alleging that those two ladies were forcibly taken away by the Station House Officer, Piduguralla on 15.09.2005.

As per the directions issued by this Court on 28.09.2005, the respondents have filed the certificates issued by the Sarpanch, Gram Panchayat, Stuartpuram and the Sarpanch, Gram Panchayat, Epurupalem, Chirala Mandal, Prakasam District and also the affidavits of the Panchayat Secretary, Gram Panchayat, Stuartpuram and the Panchayat Secretary, Epurupalem to show that the alleged detenues are moving freely in their villages and attending to their day-to-day work.

Recording the same, the Writ Petition is dismissed.

(T.MEENA KUMARI, J)

(K.C.BHANU, J)

Dt: 17.10.2005

bsv/lvl